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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/838,378	04/19/2001	Don Rutledge Day	AUS920010002US1	9253

35525 7590 09/24/2004

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EXAMINER

PILLAI, NAMITHA

ART UNIT	PAPER NUMBER
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2173

DATE MAILED: 09/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/838,378

Applicant(s)

DAY ET AL.

Examiner

Namitha Pillai

Art Unit

2173

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 24 May 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-6,8-14,16-21 and 23-25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-6,8-14,16-21 and 23-25 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 19 April 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 1-6, 8-14, 16-21, 23-25 are rejected under 35 U.S.C. 102(e) as being clearly anticipated by U. S. Patent No. 6,515,656 B1 (Wittenburg et al.), herein referred to as Wittenburg.

Referring to claims 1, 9, 17, 24 and 25, Wittenburg discloses a method for navigation between pages within a series of pages (column 1, lines 25-30). Wittenburg discloses receiving a document, wherein the document comprises a current page within a series of pages (column 9, lines 60-63). Wittenburg discloses that each page within the series of pages includes a link to a contiguous page within the series of pages (column 1, lines 61-64), wherein the teaching discloses how controls are disclosed one at time and each time the display of the web page is shown as the user proceeds through a set of pages. Wittenburg discloses responsive to receiving the document identifying a series link in the current page, wherein the series link references a next or previous page within the series of pages (reference number 66, Figure 6 and column 6, lines 54-65). Wittenburg discloses responsive to a series link being identified in the current page, automatically associating a series link control with the series link, wherein

Art Unit: 2173

activation of the series link control results in navigation to the contiguous page referenced by the series link (column 8, lines 1-15).

Referring to claims 2, 10 and 18, Wittenburg discloses searching at least one link in the document for a keyword (column 10, lines 20-24).

Referring to claims 3 and 11, Wittenburg discloses searching at least one link comprises searching at least one of link text, graphic filename, alt text, and uniform resource locator (column 5, lines 3-8).

Referring to claims 4, 12 and 19, Wittenburg discloses identifying a series link comprises searching a uniform resource locator of at least one link for an ascending or descending number with respect to the uniform resource locator of the document (column 4, lines 60-63 and Figure 2A), wherein the presentation links represent the series links.

Referring to claims 5, 13 and 20, Wittenburg discloses identifying a series link comprises searching a uniform resource locator of at least one link for an alphabetic sequence with respect to the uniform resource locator of the document (column 4, lines 60-63 and Figure 2A), wherein the presentation links represent the series links.

Referring to claims 6, 14 and 21, Wittenburg discloses series link control comprises at least one of a button, a menu item, and a keyboard shortcut (column 8, lines 1-10).

Referring to claims 8, 16 and 23, Wittenburg discloses the series link control comprises a mouse pointer (column 8, lines 38-43), wherein the step of associating the series link control with the series link comprises automatically placing the mouse pointer over the series link without intervention from the user (column 15, lines 25-46), wherein Wittenburg discusses the

Art Unit: 2173

use of user controls to determine the manipulation of the slides but does not disclose that the user is responsible for these control maneuvers.

***Response to Claim Changes***

2. The Examiner acknowledges Applicant's amendments to claims 1, 8, 9, 16, 17, 23, 24, the addition of new claim 25 and the cancellation of claims 7, 15 and 22. All claims are still rejected under 35 U. S. C. 102 as being previously disclosed in prior art.

***Response to Arguments***

3. Applicant's arguments filed 5/24/04 have been fully considered but they are not persuasive.

With respect to Applicant's arguments that Wittenburg does not disclose receiving a document that is one of a series page wherein each page within the series of pages includes a link to a next or previous page within the series of pages. Wittenburg discloses web sites, wherein these web sites contain a series of documents that are linked and represented as the web pages, wherein in Wittenburg, web pages can represent the documents referred to in the claims. There is clearly a link between these pages, wherein the link is illustrated through the user controls displayed that would allow for the user to traverse to the previous or next pages within the series of pages.

With respect to Applicant's arguments that Wittenburg does not teach that the multimedia files include links. The "multimedia files" referred to by Applicant has been interpreted by the Examiner as documents, wherein as shown in Figure 6, these documents are web pages and as further shown these documents include links (reference number 66).

With respect to Applicant's arguments that Wittenburg does not disclose searching for ascending or descending numbers or alphabetic sequences. Figure 2A discloses URLs, wherein the description of these URLs discloses a sequence of numbers that start from 1 and ascend to n. Thereby disclosing the use of ascending numbers in Wittenburg.

With respect to Applicant's arguments that Wittenburg does not teach or suggest automatically placing the mouse pointer over the series link. Wittenburg does disclose a process wherein the control being the mouse pointer is placed over the link and thereby does not distinctly disclose that this action is done by a user, thereby teaching that the pointer is placed over the link by the computer system and hence automatically without any user intervention. There is no discussion of user intervention taking place to put the pointer over the link (column 15, lines 37-41).

### ***Conclusion***

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

Art Unit: 2173

Responses to this action should be mailed to: Commissioner of Patents and Trademarks, Washington D.C. 20231. If applicant desires to fax a response, central FAX number (703) 872-9306 may be used. NOTE: A Request for Continuation (Rule 60 or 62) cannot be faxed. Please label "PROPOSED" or "DRAFT" for informal facsimile communications. For after final responses, please label "AFTER FINAL" or "EXPEDITED PROCEDURE" on the document. Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Namitha Pillai whose telephone number is (703) 305-7691. The examiner can normally be reached on 8:30 AM - 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on (703) 308-3116.

All Internet e-mail communications will be made of record in the application file. PTO employees do not engage in Internet communications where there exists a possibility that sensitive information could be identified or exchanged unless the record includes a properly signed express waiver of the confidentiality requirements of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the Official Gazette of the Patent and Trademark on February 25, 1997 at 1195 OG 89.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3800.

Namitha Pillai  
Assistant Examiner  
Art Unit 2173  
September 2, 2004

  
**RAYMOND J. BAYERL**  
**PRIMARY EXAMINER**  
**ART UNIT 2173**